

10-21-2002

U.S. Patent & TMOfc/TM Mail Rcpt Dt. #70 HE UNITED STATES PATENT AND TRADEMARK OFFICE FORE THE TRADEMARK TRIAL AND APPEAL BOARD

THE SHAHEEN COMPANY, INC.,)
Opposer,) OPPOSITION NO. 123,714
vs.)
NATIONAL RESTAURANTS MANAGEMENT, INC.,)
Applicant))
)

MOTION ON CONSENT TO EXTEND DATES

Opposer The Shaheen Company and Applicant National Restaurants Management, Inc. request that the the remaining dates in this proceeding be extended for a period of sixty days in accordance with the schedule set forth below. The parties request this extension to accommodate ongoing settlement discussions, in which the parties are exchanging written proposed settlement agreements.

The proposed extension would result in the following schedule:

Testimony Period for the Party in Position of Plaintiff to Close (Opening thirty days prior thereto)

December 27, 2002

Testimony Period for the Party in Position of Defendant to Close

(Opening thirty days prior thereto)

February 25, 2003

Rebuttal Testimony Period to Close

(Opening fifteen days prior thereto) :

April 11, 2003

Counsel for Applicant, Abigail Rubinstein, has agreed to this request for extension by telephonic conversation on October 18, 2002.

Wherefore, for the reasons stated above and for good cause shown, the parties respectfully request that the Trademark Trial and Appeal Board issue an order rescheduling the trial dates as set forth above.

Dated: October 18, 2002

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CERTIFICATE OF SERVICE AND MAILING

I hereby certify that a true copy of this correspondence entitled MOTION ON CONSENT TO EXTEND DATES in Opposition No. 123,714, *The Shaheen Company, Inc. v. National Restaurants Management, Inc.*, is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to each of the following:

Box TTAB NO FEE
Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3513

Doreen L. Costa Abigail Rubinstein BAKER BOTTS LLP 30 Rockefeller Plaza New York, NY 10112-4498

on October 18, 2002.

John W. Scruton



STITES & HARBISON PLLC

ATTORNEYS

October 18, 2002

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Box TTAB NO FEE Assistant Commissioner for Trademarks 2900 Crystal Drive Arlington, Virginia 22202-3513

RE: The Shaheen Company, Inc. v. National Restaurants
Management, Inc., Opposition No. 123,714

Dear Assistant Commissioner:

Enclosed is Opposer The Shaheen Company's Motion on Consent to Extend Dates relating to the above-referenced opposition proceeding.

Please call me at the above number if you have questions or need anything further.

Very truly yours,

Jahren Sum C

John W. Scrutor

Enclosure

cc: Abigail Rubinstein, Counsel for Applicant

SH064:000SH:273022:LOUISVILLE

TRACESSANA INDAES

Atlanta, GA Fra

Frankfort, KY

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